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6 Attorneys for Plaintiffs Laborers Trust Funds

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 BOARD OF TRUSTEES OF THE
LABORERS HEALTH AND WELFARE
11 TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
12 THE LABORERS VACATION-HOLIDAY
TRUST FUND FOR NORTHERN
13 CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS PENSION TRUST FUND
14 FOR NORTHERN CALIFORNIA; and
BOARD OF TRUSTEES OF THE
15 LABORERS TRAINING AND RETRAINING
TRUST FUND FOR NORTHERN
16 CALIFORNIA,

17 Plaintiffs,

18 v.

19 CONSTRUCTION DESIGN UNLIMITED,
INC., a California Corporation; and MASOUD
20 MIRHADI, an individual,

21 Defendants.

Case No.: CV 08-5143 VRW

**REQUEST TO CONTINUE CASE
MANAGEMENT CONFERENCE;
ORDER THEREON**

Date: February 19, 2009
Time: 3:30 p.m.
Ctroom: 6, 17th Floor
Hon. Vaughn R. Walker

22
23 Plaintiffs offer the following in support of its Request to Continue Case Management
24 Conference.

25 On November 12, 2008 Plaintiffs filed their Complaint for Damages for Breach of
26 Collective Bargaining Agreement ("Complaint"). Pursuant to the Complaint, Plaintiffs seek to
27 recover outstanding trust fund contributions due on behalf of Defendants' covered employees.
28

1 On November 18, 2008 Defendants were served. Defendants failed to file a responsive
2 pleading. On January 22, 2009 Plaintiffs filed their Request for Clerk's Entry of Default. On
3 January 23, 2009 the Clerk of Court entered the default of Defendants.

4 Plaintiffs anticipate that they will have a Motion for Default Judgment on file with this
5 Court within 90 days.

6 Based on the above, Plaintiffs respectfully request that the Court continue the case
7 management conference for 90 days.

8 DATED: February 11, 2009

9 BULLIVANT HOUSER BAILEY PC

10
11 By Ronald L. Richman

12 Ronald L. Richman
Susan J. Olson

13 Attorneys for Plaintiffs

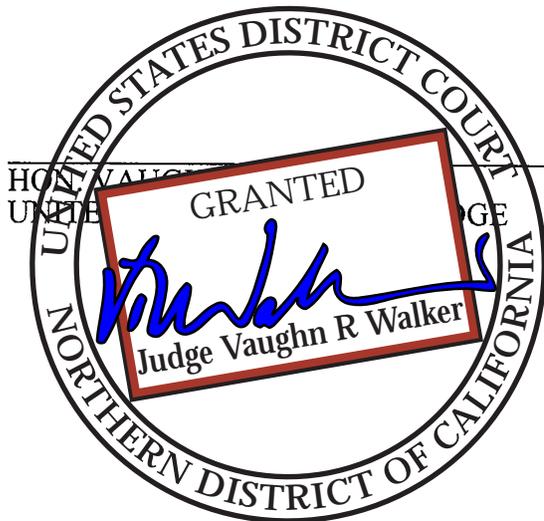
14 **CASE MANAGEMENT ORDER**

15 The Court having read Plaintiffs' Request to Continue Case Management Conference
16 Statement and good cause appearing therefore:

17 IT IS HEREBY ORDERED that the Case Management Conference currently scheduled
18 for February 19, 2009 at 3:30 p.m. be continued to May 28, 2009 at 3:30
19 p.m., Courtroom 6, 17th Floor.

20 DATED: February 13, 2009

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22 By _____



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